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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 8131 OF 2007

Balwant Shivram Date ... Petitioner

V/s

1. The Spl. Land Acquisition Officer No.6, Pune & ors. ... Respondents

Mrs. P.H.Potnis for the petitioners.

Mr. V.S.Gokhale, A.G.P. for the respondents.

CORAM: J.N.PATEL AND
SMT. NISHITA MHATRE, JJ.

DATED: 14TH DECEMBER, 2007.

P.C.:

1. The petitioner is one of the persons whose land has been acquired and seeks directions against the respondents to decide his application filed under Section 28-A of the Land Acquisition Act, 1894 on the basis of a decision in the matter of same acquisition proceeding given by the reference Court on 2.5.1998 in Land Acquisition Reference No.309 of 1994. It is the contention of the petitioner that nine years have passed but the respondents have not taken cognizance of the application which is pending before them.

2. In our view, this petition can be disposed of at the

stage of admission itself as a limited relief is sought from this Court. We, therefore, direct the respondents to take a decision on the application filed by the petitioner under Section 28-A of the Land Acquisition Act, 1894, as expeditiously as possible in accordance with law. Needless to say that the petitioner will be given an opportunity of hearing in the matter before a decision or any order is passed by the respondents. It will be highly appreciated if the application is disposed of within a period of six months from the date of passing of this order. Learned A.G.P. to communicate this order to the respondents.

3. Petition stands disposed of accordingly with no order as to costs.

(J.N. PATEL, J.)

(SMT.NISHITA MHATRE, J.)